

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ELDERT VEJAR-NUNEZ,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

Case No. C05-2075-MJP-JPD

ORDER DENYING § 2255 MOTION

The Court, having reviewed petitioner's § 2255 motion, the government's response, the Report and Recommendation of the Honorable James P. Donohue, United States Magistrate Judge, any objections thereto, and the remaining record, does hereby ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) Petitioner's § 2255 petition (Dkt. #1) is DENIED, and this action is DISMISSED with prejudice.
- (3) The Clerk is directed to send a copy of this Order to petitioner, to counsel for respondent, and to Judge Donohue.

DATED this 18th day of July, 2006.



Marsha J. Pechman
United States District Judge

ORDER DENYING § 2255 MOTION